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 17 D/B/A PENCOM

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 19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA
 21 SAN FRANCISCO DIVISION

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|-----------------------------|--------------------------------|
| PENN ENGINEERING & |) Case No. C07 04231 CRB |
| MANUFACTURING CORP., and |) STIPULATION TO CONTINUE CASE |
| PEM MANAGEMENT, INC., |) MANAGEMENT CONFERENCE AND |
| |) [PROPOSED] ORDER |
| Plaintiffs, |) |
| v. |) |
| PENINSULA COMPONENTS, INC., |) |
| Defendant. |) |

22
 23 On November 29, 2007, the Court granted the parties' request to continue
 24 the Case Management Conference in the above-referenced matter until January
 25 18, 2008, to accommodate the parties' desire to seek resolution of the dispute
 26 between them. Counsel now report to the Court that the parties met December 17
 27 and 18 at Defendant's place of business for a full and open discussion of the

1 disputed issues. The meeting resulted in the parties instructing counsel to draft a
 2 Settlement Agreement ("Agreement") with the intention of resolving all disputed
 3 issues without the Court's supervision. Counsel met and conferred on December
 4 19, 2007, to begin work on the Agreement, which work continues.

5 Therefore, in the interest of judicial economy, the parties again come
 6 before the Court to stipulate that the Case Management Conference scheduled
 7 before Judge Charles R. Breyer should be continued to permit the necessary
 8 negotiation of settlement terms. The Case Management scheduled on January 18,
 9 2008, should be continued until 8:30 a.m. on February 1, 2008, or as soon
 10 thereafter as is convenient for the Court.

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 12 Respectfully submitted,

13 Dated: January 3, 2008

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 15 _____ /s/
 16 Andrew J. Weill, State Bar No. 073093
 17 BENJAMIN, WEILL & MAZER
 18 A Professional Corporation
 19 Attorneys for Defendant
 20 PENINSULA COMPONENTS, INC.
 21 D/B/A PENCOM

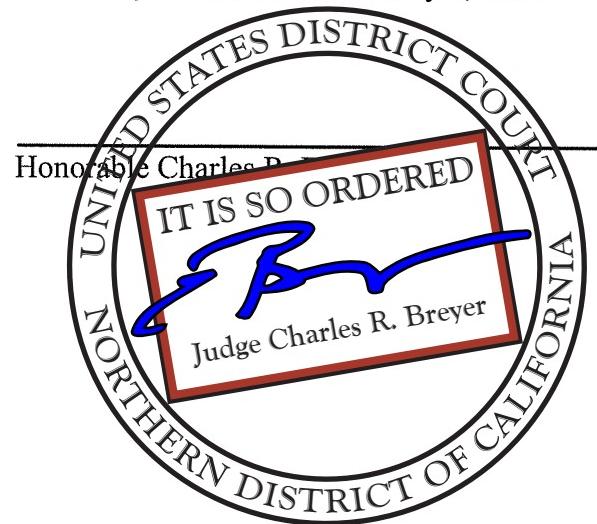
22 Dated: January 3, 2008

23 _____ /s/
 24 Rebecca A. Beynon (Pro Hac Vice)
 25 KELLOGG, HUBER, HANSEN, TODD, EVANS &
 26 FIGEL, P.L.L.C.
 27 Attorneys for Plaintiffs
 28 PENN ENGINEERING & MANUFACTURING
 29 CORP., and PEM MANAGEMENT, INC.

1
PROPOSED ORDER

2 Pursuant to the foregoing Stipulation to Continue the Case Management Conference
3 submitted by the parties, the captioned matter is hereby continued to February 1, 2008.

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5 Dated: January 4, 2008
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DECLARATION OF SERVICE

Penn Engineering & Manufacturing Corp, et al. v. Peninsula Components, Inc.

C 07-04231 CRB

I, the undersigned, under penalty of perjury declare and say: I am over the age of 18 years and not a party to this action or proceeding. My business address is 235 Montgomery Street, Suite 760, San Francisco, CA 94104. On this date, I caused the following attached document(s) to be served:

**STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE AND
[PROPOSED] ORDER**

to the addressee(s) shown below:

Rebecca A. Beynon
Kevin B. Huff
Kellogg, Huber, Hansen, Todd, Evans &
Figel, PLLC
1615 M Street, N.W., Suite 400
Washington, DC 20036

[X] **MAIL** -- I am readily familiar with the business practice for collection and processing of correspondence for mailing with the United States Postal Service; that the correspondence would be deposited with the United States Postal Service that same day in the ordinary course of business; the name and address of the person served as shown on the envelope, and the date and place of business where the correspondence was placed for deposit in the United States Postal Service; and that the envelope was sealed and placed for collection and mailing on that date following ordinary business practices.

[] PERSONAL SERVICE -- Document(s) delivered by hand to the addressee.

[] **FACSIMILE** -- By causing a copy of said document(s) to be transmitted by facsimile, as a courtesy only, to the telephone number listed adjacent to the name on this Proof of Service.

[] BY FEDERAL EXPRESS: I caused such envelope to be delivered to Federal Express for overnight courier service to the office(s) of the addressee(s).

I declare under penalty of perjury that the foregoing is true and correct and that this Declaration was executed on January 4, 2008.

Eliz B.
EE-14-BV